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Patent  
Customer No.: 022870  
Docket No.: 20605.006US

**UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT OPERATIONS**

Applicant:	STILLER et al.	Art Unit: 1731
Application No.:	09/973534	Examiner: Not yet Assigned
Filing Date:	9 October 2001	
Title:	METHOD AND APPARATUS FOR THE TESTING OF CUBOID-SHAPED PACKS	

**RESPONSE TO USPTO RESPONSE TO  
REQUEST FOR CORRECTED UPDATED FILING RECEIPT**

Assistant Commissioner For Patents  
Office of Initial Patent Examination's  
Customer Service Center  
Washington DC 20231

24 April 2003

Atlanta GA 31156-7685

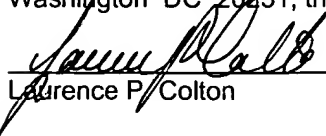
Sir:

The "Response to Request for Corrected Filing Receipt" dated 16 January 2003 has been received. The following is submitted in response.

**BACKGROUND**

The above-identified patent application was filed without the inventors' declaration.

I certify that I have deposited this document with the United States Postal Service as First Class Mail with sufficient postage in an envelope addressed to: Commissioner for Patents, Box OIPE - No Fee, Washington DC 20231, this 24<sup>th</sup> day of April, 2003.

  
\_\_\_\_\_  
Laurence P. Colton

On 25 November 2001, the inventors' declaration was submitted. A copy of the inventors' oath as submitted on that day is attached as Exhibit A. As you can see, the inventors' oath lists the inventors as:

Heinz Focke, Verden, GERMANY;  
Martin Stiller, Verden, GERMANY;  
Jens Schmidt, Grasberg, GERMANY;  
Ralph Sgodzai, Ritterhude, GERMANY;  
Henry Buse, Visselhovede, GERMANY.

These also are the same inventors as listed on the unsigned inventors' declaration submitted with the original patent application. A copy of the unsigned inventors' declaration submitted with the patent application is attached as Exhibit B.

The original USPTO Filing Receipt (11/16/2001) DOES list all of the inventors. A copy of the original Filing Receipt is attached as Exhibit C.

The Updated USPTO Filing Receipt (issued on 03/07/2002 after the signed inventors' declaration was submitted to the USPTO), however, does not list Heinz Focke. A copy of the Filing Receipt is attached as Exhibit D.

In the USPTO Response to Applicants' Request for a Corrected Filing Receipt, it appears that the USPTO has interpreted Applicants' Request as a change to the inventors' information. This is NOT the case. The information on the original inventors' declaration (both the unsigned version submitted with the patent application and the signed version submitted later) was correct and complete - the USPTO simply did not include the first listed inventor on the Updated Filing Receipt. Applicant is NOT changing the inventors' information, nor even trying to have the USPTO fix a typographical error, but is merely requesting that the USPTO correct the Updated Filing Receipt and its records to indicate the originally listed inventors.

#### **REQUESTED ACTION**

Please issue a corrected Updated Filing Receipt for the above-identified patent application, this time including all of the inventors as originally listed on the inventors' declaration. The first named applicant has been omitted. The correct listing of

applicants, which was in the application papers as originally filed and in the original Filing Receipt, is:

**Correct:**

Applicant(s)

Heinz Focke, Verden, GERMANY;  
Martin Stiller, Verden, GERMANY;  
Jens Schmidt, Grasberg, GERMANY;  
Ralph Sgodzai, Ritterhude, GERMANY;  
Henry Buse, Visselhovede, GERMANY;

**Incorrect:**

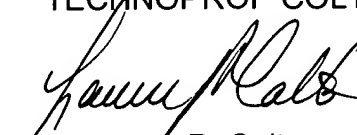
Applicant(s)

Martin Stiller, Verden, GERMANY;  
Jens Schmidt, Grasberg, GERMANY;  
Ralph Sgodzai, Ritterhude, GERMANY;  
Henry Buse, Visselhovede, GERMANY;

This error is on the part of the USPTO and no fee is due.

If there are any questions, please contact the below-signed attorney of record.

Respectfully submitted,  
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